

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: K. TAKEI, et al.

Serial No.: 10/570,349

Filed: MARCH 3, 2006

For: NONAQUEOUS ELECTROLYTE SECONDARY BATTERY  
NEGATIVE ELECTRODE MATERIAL, MANUFACTURING  
METHOD THEREOF, NONAQUEOUS ELECTROLYTE  
SECONDARY BATTERY NEGATIVE ELECTRODE WITH THE  
NEGATIVE ELECTRODE MATERIAL AND NONAQUEOUS  
ELECTROLYTE SECONDARY BATTERY

Group AU: 1795

Examiner: Brent C. Thomas

Confirm No.: 7124

**REQUEST FOR RECONSIDERATION****Mail Stop: AMEND-NO FEE**

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

October 28, 2010

SIR:

In response to the Office Action mailed April 28, 2010, Applicants respectfully submit the following Remarks, and enclosed Declaration Under 37 C.F.R. 1.132, traversing the rejections in this Office Action mailed April 28, 2010.

As will be shown in the following, it is respectfully submitted that Applicants' claimed invention patentably distinguishes over teachings of the references applied by the Examiner in rejecting claims in the Office Action mailed April 28, 2010, that is, the teachings of U.S. Patent Application No. 2001/0033822 to Ishii, et al., Japanese Patent Document No. 2000-203818 (Takei, et al.), and European Patent Application EP 917228 (Kitagawa, et al.), under the provisions of 35 U.S.C. 102 and 35 U.S.C. 103.